

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MAY 5, 1998
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 11:17 a.m.
The meeting was recessed by Mayor Golding at 12:14 p.m. to
reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Golding at 2:09 p.m. with all
members present. Deputy Mayor Wear adjourned the meeting at 7:00
p.m. into Closed Session at 1:00 p.m. on Thursday, May 7, 1998,
in the twelfth floor conference room to discuss existing and
anticipated litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

Clerk-Fishkin (mc/pr)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell congratulating Council for trying to find all the income for the City that they can, with regard to Council approving a City Council meeting to be held on May 18, 1998, to discuss a tax increment for the North Bay Redevelopment Project. In addition, Mr. Stillwell also commented that Council consider including on the first page of the Internet Council Docket the exact time that the public portion of the meeting will begin.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A016-027.)

PUBLIC COMMENT:

ITEM-PC-2:

Comment by Mischa Perrin requesting that Council establish a Transitional Center so that the homeless have an address and a phone number that they can use when looking for jobs.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A031-047.)

PUBLIC COMMENT:

ITEM-PC-3:

Comment by Tony Fitzgerald requesting that the City Council consider providing funds for the City Manager's office to locate a site as an oasis for the homeless to carry out their prayer vigil. The site would provide the homeless with a safe place to sleep and store their belongings, showers, sanitation facilities, as well as a place for social services to come out and conduct needs assessments.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A048-074.)

PUBLIC COMMENT:

ITEM-PC-4:

Comment by Juanita Braughman requesting that dignity, pride, and self-esteem be given back to those who may have fallen on hard times.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A078-088.)

PUBLIC COMMENT:

ITEM-PC-5:

Comment by Roger Scott objecting to the programs at the homeless shelters.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A090-117.)

PUBLIC COMMENT:

ITEM-PC-6:

Comment by Dan Beeman regarding his difficulty in reaching the police by phone, the amount charged by the City to make copies, concerns presented to Council that have not been addressed, and the homeless issue.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A118-143.)

PUBLIC COMMENT:

ITEM-PC-7: REFERRED TO CITY MANAGER

Comment by Amalia Solorzano regarding the deteriorating physical condition of the picnic area on Grape Street. Ms. Solorzano stated that she talked with City staff and was told that there were no repairs scheduled for repairing the grass area of the park. She further stated that since Council designated the Grape Street picnic area as an off-leash area, the park is being destroyed by dogs which can number up to 200 during the week. Ms. Solorzano asked Council for assistance in this matter.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A144-194.)

PUBLIC COMMENT:

ITEM-PC-8:

Comment by Scott Barnett regarding the request of Larry Nuffer, President of the San Diego Taxpayers Association, for Council to urge the Port of San Diego to continue consideration of a ballpark in the vicinity of the Tenth Avenue marine terminal.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A195-231.)

COUNCIL COMMENT:
None.

ITEM-310:

SUBJECT: National Historic Preservation Week.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-98-1143) ADOPTED AS RESOLUTION R-290056

Proclaiming May 10 through 16, 1998 as "National
Historic Preservation Week" in San Diego;

Calling upon the people of San Diego to join their
fellow citizens across the United States in recognizing
and participating in this special observance.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A238-294; A443-450.)

MOTION BY STEVENS TO ADOPT ITEMS 310, 311, 312, AND 313.
Second by Warden. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-311:

SUBJECT: California Archaeology Week.

COUNCILMEMBER STALLINGS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-1142) ADOPTED AS RESOLUTION R-290057

Proclaiming May 10 - 17, 1998 to be "California
Archaeology Week" in San Diego, and encouraging all
citizens to take the time to learn more about the

archaeological history of our great State and the ways
we can help to protect and preserve this very important
part of California.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A295-342; A443-450.)

MOTION BY STEVENS TO ADOPT ITEMS 310, 311, 312, AND 313.
Second by Warden. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-312:

SUBJECT: National Public Works Week.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-1144) ADOPTED AS RESOLUTION R-290058

Proclaiming May 17 - 23, 1998 to be "National Public
Works Week" in San Diego, and calling upon all citizens
and civic organizations to familiarize themselves with
issues involved in providing public works and
recognizing the public works officials who each day
contribute to health, safety and quality of life.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A343-368; A443-450.)

MOTION BY STEVENS TO ADOPT ITEMS 310, 311, 312, AND 313.
Second by Warden. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-313:

SUBJECT: Fiesta De Los Penasquitos Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-98-1224) ADOPTED AS RESOLUTION R-290059

Proclaiming May 3, 1998 to be "Fiesta De Los
Penasquitos Day" in San Diego and recognizing the
outstanding community volunteers and urging San Diegans
to strive toward a sense of community spirit.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A369-450.)

MOTION BY STEVENS TO ADOPT ITEMS 310, 311, 312, AND 313.
Second by Warden. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-330:

SUBJECT: Special Hearing - Fiscal Year 1999 CDBG and Social
Service Program Allocations.

The purpose of this special hearing is to receive
public testimony on requests for Fiscal Year 1999
Community Development Block Grant (CDBG) funding and
Social Service recommendations.

The special hearing will be closed at the end of public
testimony. The resolution in Subitem B will be
continued to May 11, 1998 for Council decisions
regarding the distribution of available funds.

NOTE: This is a companion item to the Consolidated Plan,
which is Item 331 on today's docket.

CITY MANAGER'S RECOMMENDATION:

Hold the public hearing in Subitem A, close the hearing at
the conclusion of public testimony; and continue Subitem B
to May 11, 1998:

Subitem-A: HEARING HELD

Special Hearing - FY 99 Community Development Block Grant and Social Service Programs.

Public Testimony will be heard in the following order:

1. CDBG Applications 1-178 in the order in which they are numbered.
2. Social Service Applications 1-114 in the order in which they are numbered.
3. Other testimony.

PUBLIC TESTIMONY GUIDELINES:

Guidelines for public testimony will be determined by the Chair. Due to the number of applications, each applicant will be allotted no more than a maximum of two minutes to address the Council. The hearing will be closed at the end of public testimony.

Subitem-B: CONTINUED TO MONDAY, MAY 11, 1998

Approving the appropriation of funds for those projects to be incorporated into the City's Fiscal Year 1999 Community Development Block Grant (CDBG) Action Plan;

Authorizing the City Manager to submit the Fiscal Year 1999 CDBG Action Plan to the United States Department of Housing and Urban Development, and upon acceptance, to execute a grant agreement for 1998 Community Development Block Grant funds;

Approving the funding appropriations from the General Fund, CDBG Program and Emergency Shelter Grant for Fiscal Year 1999 Social Service programs;

Authorizing the City Manager to negotiate and execute agreements with all programs approved for funding.

CITY MANAGER SUPPORTING INFORMATION:

The purpose of the public hearing is to hear testimony on the FY 99 Community Development Block Grant (CDBG) Program and Social Service funding. There are 178 CDBG requests. Each request has been assigned a number and will be heard in numerical order. At the conclusion of the CDBG testimony, Social Service applicants will be heard, there are 114 Social Service applicants. Following the Social Service testimony, general program and other comments will be heard. The hearing will then be closed and the remainder of the Item (Subitem B) will be continued to May 11, 1998, at which time Council discussion and funding decisions will occur.

FILE LOCATION: SUBITEM A: MEET
 SUBITEM B: NONE

COUNCIL ACTION: (Tape location: C168-I70.)

ITEM-331: HEARING HELD; CONTINUED TO MONDAY, MAY 11, 1998

SUBJECT: Special Hearing - Fiscal Year 1999 City of San Diego
 Consolidated Annual Plan.

The purpose of this special hearing is to receive
public testimony on the Consolidated Annual Plan.

The hearing will be closed at the end of public
testimony, and the item will be continued to May 11,
1998 for Council action.

(See San Diego Housing Commission Report HCR98-002;
City of San Diego Draft FY99 Consolidated Annual Plan.)

TODAY'S ACTION IS:

Hold the public hearing; close the hearing at the
conclusion of public testimony, and continue the item
to May 11, 1998:

Approving the City's federally-required Fiscal Year
1999 Consolidated Annual Plan, and authorizing the
Executive Director of the Housing Commission to submit
the Plan to the U.S. Department of Housing and Urban
Development for its review and approval.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 4/22/98, LU&H voted 4-0 to accept the City's Draft Fiscal Year 1999 Consolidated Annual Plan, and recommend Council approve and authorize its submission to the United States Department of Housing and Urban Development (HUD). (Councilmembers Mathis, Stevens, McCarty, and Vargas voted yea. Councilmember Stallings not present.)

NOTE: See Item 331 on today's docket for a companion item.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: C168-I170.)

ITEM-332: PRESENTED

City Manager's Presentation of the Fiscal Year 1999
Proposed Budget.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C014-162.)

ITEM-S500:

SUBJECT: Official City Position on the California/Nevada Code
Administration Proposal for New Area Code.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-98-1270 REV.) ADOPTED AS RESOLUTION R-290060

Declaring the official City position on the
California/Nevada Code Administration Proposal for New
Area Code;

Directing the Director of Intergovernmental Relations
to transmit the official position prior to the May 6,
1998 deadline.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A467-B134.)

MOTION BY WARDEN TO ADOPT THE RESOLUTION DECLARING THE CITY'S POSITION TO EXPAND ALTERNATIVE 11 TO INCLUDE ALL OF THE 619 AREA CODE. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-CS-1: (R-98-1259) ADOPTED AS RESOLUTION R-290061

A Resolution adopted by the City Council in Closed Session on May 5, 1998:

Authorizing the City Manager to pay the sum of \$50,000 in the settlement of each and every claim against The City of San Diego, its agents and employees, in San Diego Superior Court Case No. 707548, Herb and Judy Paige v. City of San Diego et al., resulting from property damage; authorizing the City Auditor and Comptroller to issue one check in the amount of \$50,000, made payable to Herb and Judy Paige and Robert Hitchcock Hayes, their attorney of record, in full settlement of all claims.

Aud. Cert. 9801198

FILE LOCATION: MEET

ITEM-CS-2: (R-98-1264) ADOPTED AS RESOLUTION R-290062

A Resolution adopted by the City Council in Closed Session on May 5, 1998:

Authorizing the City Manager to pay the sum of \$36,881.58 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from the personal injury claim of Gene Eldred; authorizing the City Auditor and Comptroller to issue one check to Gene Eldred, in the amount of \$36,881.58, made payable to Gene Eldred, in full settlement of all claims.

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for the Regular Meeting of Tuesday, May 5, 1998**

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Aud. Cert. 9801200

FILE LOCATION: MEET

NON-DOCKET ITEMS:
None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wear at 7:00
p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: I180.)